

Certificate of Transmission by Mailing, Facsimile, or Electronic Transmission (37 C.F.R. §1.8)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is:

☐ being deposited with the U.S. Postal Service on the date indicated below and with sufficient postage addressed to Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

☐ being facsimile transmitted to the Commissioner for Patents, U.S.P.T.O. (Fax No. 571-273-8300) on the date indicated below.

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Signature: /Barbara G. McClung/ Reg. No. 33,113

Date: 2 July 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: PEERY, J.R. ; et al.

Confirmation No.: 7202

Serial No.: 10/645,293

Art Unit: 1618

Filing Date: 20 August 2003

Examiner: SAMALA, J.R.

Title: SUSTAINED DELIVERY OF AN ACTIVE AGENT USING AN IMPLANTABLE SYSTEM

TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-referenced application are the following documents:

1. Transmittal;
2. Response to Non-final Office Action (pages 1-5), including complete listing of claims (pages 6-9);
3. Three Terminal Disclaimers; and
4. Certificates of Transmission (37 C.F.R. 1.8).

Authorization to Charge Deposit Account:

The Commissioner is hereby authorized to charge **\$420.00** (the fee for the three accompanying Terminal Disclaimers under 37 C.F.R. 1.20(d)) to Deposit Account No. **504212** (please reference docket number **ALE 053.16**), as well as any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, with the exception of the payment of the Issue Fee. The fees will be paid via EFS at the time of filing these papers. No further fees are believed due.

Respectfully submitted,

Dated: 2 July 2009

By : /Barbara G. McClung/

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